IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 2693 OF 2003
IN
SUIT NO. 2847 OF 2003

Jaikishan Pamandas Lalwani ..Plaintiff.

Versus

M/s. Rich Colour Lab & Anr. ..Defendants.

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Mr. Rakesh Dave i/by N.N.Vaishnava for the plaintiff.

Mr. R.T. Parekh for the defendants Nos. 1 & 2.

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**CORAM : S. J. VAZIFDAR, J.**
**DATED : 25TH NOVEMBER,2005.**

**P.C.:**

1. By consent, the following order is passed :-

i. The Court Receiver, High Court, Bombay is appointed as a receiver of the property described in prayer (c) of the notice of motion, namely, Flat No. 15, 3rd floor, B Wing, Krishna Kunj, Plot No. 300/302, Kurla Agra Road, L.B.S.Marg, Kurla (W), Bombay-400 070.

ii. The Receiver shall take only formal possession. The defendants are in possession

of the flat. Their possession shall not be disturbed. They shall not be liable to pay any security or royalty.

iii. In the event of the mortgage of Abhudaya Co-operative Bank Ltd., being redeemed or coming to an end for any reason whatsoever, the defendants shall within three days thereof inform the plaintiff’s Advocate of the same.

vi. The plaintiff’s Advocate shall be at liberty to communicate a copy of this order to the Abhudaya Bank and request the Abhudaya Bank to inform the plaintiff’s advocate in the event of the Bank deciding to cancel the mortgage for any reason whatsoever.

v. Till the Court Receiver takes possession, there shall be an injunction in terms of the order dated 22nd September, 2003.

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